



DEPARTMENT OF THE ARMY
HEADQUARTERS, 46TH ENGINEER BATTALION
8113 MISSISSIPPI AVENUE
FORT POLK, LOUISIANA 71459-5446

AFZX-HC-EN

14 September 15

MEMORANDUM FOR All Personnel, 46th Engineer Battalion, Fort Polk, LA 71459

SUBJECT: Command Policy Memorandum # 12 – Initiation of Separation for Driving Under the Influence (DUI) Offenses

1. References:

- a. Army Regulation (AR) 635-200, Active Duty Enlisted Administrative Separations, 6 JUN 05/RAR 6 SEPT 11.
- b. Army Regulation (AR) 635-8-200, Officer Transfers and Discharges, 12 APR 06/RAR 13 SEPT 11.
- c. Louisiana Revised Statutes, sections 14:98-14:98.2 (2013).
- d. Uniform Code of Military Justice (UCMJ), 2012 Edition.
- e. Fort Polk Command Policy Memorandum SJA-02, Relief for Cause of Commissioned and Noncommissioned Officers and Limitations of Exercise of Disciplinary Authority by Subordinates, 24 APR 2015.

2. Purpose: To provide guidance for subordinate commanders on processing Soldiers for separation who have been caught driving under the influence of alcohol or other intoxicating substances.

3. Applicability: This policy applies to all active duty Soldiers assigned to, attached to, or under operational control of the 46th Engineer Battalion. A criminal conviction for DUI is not required to initiate administrative separation action. DUI is the operation of any motor vehicle, aircraft, watercraft, or other means of conveyance, when:

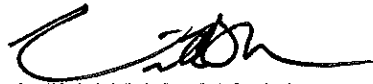
- a. For operators 21 years of age or older, the operators blood alcohol concentration (BAC) is 0.08 or more.
- b. For operators under the age of 21 years, the operators BAC is 0.02 or more, or;
- c. The operator is under the influence of alcoholic beverages or other intoxicating substances. A criminal conviction is not required.

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4. Policy: Effective immediately, as soon as practical after the chain of command becomes aware that a soldier in the grade of E-7, or below, has been involved in a (DUI) incident, the chain of command will initiate administrative separation action against the Soldier under the provisions of AR 635-200. Commanders will make recommendations as to disposition base on their observations of the individual Soldier concerned. I will consider each soldier concerned. I will consider each soldiers case based on their unique facts and circumstances. Reports of incidents involving Soldiers in the grade of E-8 or above, to include all warrant and commissioned officers, will be forwarded to the Commanding General, Joint Readiness Training Center and Fort Polk, for appropriate disposition per Fort Polk Command Policy Memorandum SJA-02.

5. This Policy will be announced in formation and will be placed on unit bulletin boards, and will remain in effect until suspended or rescinded.

“STEEL SPIKE!”



WILLIAM B. MOEN
LTC, EN
Commanding